

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 85-18

ORDER RESCINDING CEASE AND DESIST ORDER 79-147
AS AMENDED BY ORDERS 80-20 AND 82-23 REQUIRING
THE CITIES OF SAN JOSE AND SANTA CLARA TO
CEASE AND DESIST FROM DISCHARGING WASTES FROM THE
SAN JOSE/SANTA CLARA WATER POLLUTION CONTROL PLANT
IN VIOLATION OF THE REQUIREMENTS OF ORDER NO. 77-107
(NPDES PERMIT NO. CA0037842) AS AMENDED BY
ORDER NO. 78-92.

The California Regional Water Quality Control Board, San Francisco Bay Region
(hereinafter Board), finds that:

1. On October 25, 1979, the Board adopted Order No. 79-147 requiring the Cities of San Jose and Santa Clara (hereinafter discharger) to cease and desist from discharging wastes in violation of requirements contained in Board Order Nos. 77-107 and 78-92. Order No. 79-147 was subsequently amended by Order Nos. 80-20 and 82-23 adopted by the Board on April 15, 1980 and April 21, 1982 respectively.
2. The Board has reviewed the status of the tasks and compliance time schedules as required by Order Nos. 79-147, 80-20, and 82-23 and finds that the discharger has satisfactorily met the requirements of the above Orders. Order Nos. 79-147, 80-20, and 82-23 should thereby be rescinded.
3. The Board has notified the discharger and interested agencies and persons of its intent to prescribe revised requirements for the discharger.
4. The Board, in a public meeting, heard and considered all comments pertaining to this discharge.
5. The Board finds that this action is an order to enforce waste discharge requirements previously adopted by the Board. This action is therefore categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15121 of the Resources Agency Guidelines.

IT IS HEREBY ORDERED, that Cease and Desist Orders 79-147, 80-20, and 82-23 are hereby rescinded.

I, Roger B. James, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on February 20, 1985.

ROGER B. JAMES
Executive Officer